

NOV 13 2007



**HAMRE, SCHUMANN,
MUELLER & LARSON, P.C.**

AN INTERNATIONAL INTELLECTUAL PROPERTY LAW FIRM

FAX TRANSMISSION **November 13, 2007**

TO: Mail Stop: AMENDMENT
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

FROM: Curtis B. Hamre

OUR REF: 10873.1549USWO

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Title of Document: **Information Disclosure Statement (3 pages), Form 1449 (1 page),
copy of Chinese Office Action (9 pages), 1 reference (4 pages)**

Applicant: SHIONO, et al.
Serial No.: 10/518144
App. Filed: December 17, 2004
Group Art No.: 1756
Confirmation No.: 7935

Please charge any additional fees or credit overpayment to Deposit Account No. 50-3478. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

By: *Curtis B. Hamre*
Name: Curtis B. Hamre
Reg. No.: 29,165

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Reggy J. Kerkhove

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Signature

November 13, 2007
Date

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NOV 13 2007IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: SHIONO, et al. Examiner: Unknown
Serial No.: 10/518144 Group Art Unit: 1756
Filed: December 17, 2004 Docket: 10873.1549USWO
Title: INFORMATION RECORDING MEDIUM AND METHOD FOR
PRODUCING THE SAME, AND OPTICAL INFORMATION
RECORDING AND REPRODUCING APPARATUS

CERTIFICATE UNDER 37 CFR 1.6(d): I hereby certify that this paper is being transmitted by facsimile to the
U.S. Patent and Trademark Office on November 13, 2007.

By: 
Name: Peggy Kerkhove

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner. The reference was recently cited in a Chinese Office Action mailed October 18, 2007. A copy of the office action is enclosed. CN1365108, which is cited in the office action, was previously cited by the Applicant in an IDS filed January 30, 2007. Copies of any foreign patent documents or "Other Documents" are enclosed.

A concise explanation of the relevance of each non-English language document or other information is as follows (37 C.F.R. §(a)(3)):

An English abstract has been included for the cited Japanese reference.

In accordance with the provisions of 37 C.F.R. §1.97, this statement is being filed (CHECK ONE):

- ☒ (1) within three (3) months of the Filing Date, before the mailing date of a First Office Action on the merits, or before the mailing date of a First Office Action on the merits after the filing of a request for continued examination under 37 C.F.R. §1.114; or
- ☐ (2) after the period defined in (1) but before the mailing date of a Final Rejection or Notice of Allowance, and

- ☐ the requisite Statement is below, OR
- ☐ the requisite fee of \$180.00 under Rule 1.17(p) is included herein, or
- ☐ (3) after the mailing date of a Final Rejection or Notice of Allowance but on or before the payment of the Issue Fee, AND the requisite Statement is below AND the requisite fee of \$180.00 under Rule 1.17(p) is included herein.

STATEMENT

Applicants hereby state that:

- ☒ Each item of information contained in the Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart application or by the USPTO in a related application not more than three months prior to the filing date of the Information Disclosure Statement
- ☒ If this box is checked, Applicant provides the following:

Certification Under 37 C.F.R. §1.704(d)

In accordance with 37 C.F.R. §1.704(d), the undersigned hereby certifies that each item listed on the enclosed Form 1449 was first cited in a communication from a foreign patent office in a counterpart application, and that this communication was not received by any individual designated in 37 C.F.R. §1.56(c) more than thirty (30) days prior to the filing of this Information Disclosure Statement.

- ☐ The Examiner is hereby advised of the following co-pending U.S. applications. A copy of each U.S. patent application publication (if published) or application (if not published) is enclosed.

Application No.

Filing Date

Group

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

FEE AUTHORIZATION

Should any fee associated with the submission of this paper not be attached hereto as a check, the Commissioner is authorized to charge the missing fee to our Deposit Account, No. 50-3478. Any overpayments should be credited to said Deposit Account.

Respectfully submitted,

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Dated: November 13, 2007

By: *Curtis B. Hamre*
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DPM/CBH/pjk

